

1 Joseph N. Kravec, Jr. (*Admitted Pro Hac Vice*)
SPECTER SPECTER EVANS
2 & MANOGUE, P.C.
The 26th Floor Koppers Building
3 Pittsburgh, Pennsylvania 15219
Tel: (412) 642-2300
4 Fax: (412) 642-2309
E-mail: jnk@ssem.com

5 Michael D. Braun (167416)
6 BRAUN LAW GROUP, P.C.
12304 Santa Monica Blvd., Suite 109
7 Los Angeles, CA 90025
Tel: (310) 442-7755
8 Fax: (310) 442-7756
E-mail: service@braunlawgroup.com

9 Ira Spiro (67641)
10 SPIRO MOSS BARNES, LLP
11377 West Olympic Blvd., Fifth Floor
11 Los Angeles, CA 90064-1683
Tel: (310) 235-2468
12 Fax: (310) 235-2456
E-mail: ira@spiromoss.com

Janet Lindner Spielberg (221926)
LAW OFFICES OF JANET
LINDNER SPIELBERG
12400 Wilshire Blvd., Suite 400
Los Angeles, CA 90025
Tel: (310) 392-8801
Fax: (310) 278-5938
E-mail: jlsplberg@jlsplp.com

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14 *Attorneys for Plaintiffs*

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN JOSE DIVISION
18

19 SIDNEY SCHOLL and FELTON A.)
SPEARS, JR., on behalf of themselves and)
20 all others similarly situated,)

21 Plaintiffs,)

22 v.)

23 WASHINGTON MUTUAL BANK, FA (aka)
WASHINGTON MUTUAL BANK); FIRST)
24 AMERICAN EAPPRAISEIT, a Delaware)
corporation; and LENDER'S SERVICE,)
25 INC.,)

26 Defendants.)
27
28

CASE NO.: 5:08-CV-00868 RMW

CLASS ACTION

[PROPOSED] ORDER GRANTING
PLAINTIFFS' MOTION TO STAY
PROCEEDINGS

DATE: July 25, 2008
TIME: 9:00 a.m.
CTRM: 6, 4th Floor

1 The Court, having fully considered Plaintiffs Sidney Scholl's and Felton A. Spears, Jr.'s
2 Motion to Stay Proceedings and the Memorandum of Law in support thereof, and good cause
3 appearing, HEREBY ORDERS as follows:

4 The Motion is GRANTED. The above captioned action shall be stayed, pending the
5 determination of the Judicial Panel on Multidistrict Litigation on Plaintiffs' Motion for Transfer of
6 Tag-Along Action to MDL No. 1919 [Docket No. 88].

7 **IT IS SO ORDERED:**

8
9 DATED: _____, 2008

HON. RONALD M. WHYTE
U. S. DISTRICT COURT JUDGE

On June 20, 2008, I served the document(s) described as:

[PROPOSED] ORDER GRANTING PLAINTIFFS' MOTION TO STAY PROCEEDINGS

by placing a true copy(ies) thereof enclosed in a sealed envelope(s) addressed as follows:

Kerry Ford Cunningham, Esq.
Patrick J. Smith, Esq.
THACHER PROFFITT & WOOD LLP
Two World Financial Center
New York, NY 10281

I served the above document(s) as follows:

BY MAIL. I am familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in an affidavit.

I am employed in the office of a member of the bar of this Court at whose direction the service was made.

I declare under penalty of perjury under the laws of the United States that the above is true and correct.

Executed on June 20, 2008, at Los Angeles, California 90025.

/S/ LEITZA MOLINAR
Leitza Molinar